



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 08/945,459  
Applicant : Fusao MAKISHIMA et al  
Filed : December 9, 1997  
TC/A.U. : 1647  
Examiner : David S. Romeo

Docket No. : 2923-588  
Customer No. : 06449  
Confirmation No. : 2741

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

**SUBMISSION OF APPOINTMENT OF POWER OF ATTORNEY BY ASSIGNEE  
WITH REVOCATION OF PREVIOUS POWER, CHANGE OF  
CORRESPONDENCE ADDRESS AND STATEMENT UNDER 37 CFR 3.73(b)**

Dear Sir:

Submitted herewith is the Appointment of Power of Attorney by Assignee  
With Revocation of Previous Power, Change of Correspondence Address and  
Statement under 37 Cfr 3.73(b) for the above application.

Respectfully submitted,

By   
Monica Chin Kitts  
Attorney for Applicants  
Registration No. 36,105  
ROTHWELL, FIGG, ERNST & MANBECK, p.c.  
Suite 800, 1425 K Street, N.W.  
Washington, D.C. 20005  
Telephone: (202)783-6040



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WITH REVOCATION OF PREVIOUS POWER, CHANGE OF  
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Dear Sir:

**Power of Attorney and Revocation**

The undersigned, on behalf of Biopharm Gesellschaft zur Biotechnologischen Entwicklung von Pharmaka mbH, assignee of one hundred percent (100%) interest in the above-referenced patent application, hereby appoints the practitioners associated with **Customer Number 6449** as its attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith. All previous powers of attorney are hereby revoked.

**Change of Correspondence Address**

Please change the correspondence address for the above-identified application to **Customer Number 6449**.

U.S. Serial No. 08/945,459

Filed: September 12, 1997

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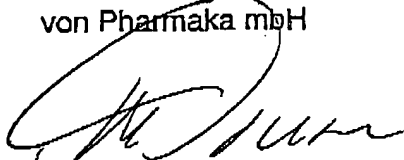
Statement under 37 CFR 3.73(b)

I am an authorized representative of Biopharm Gesellschaft zur Biotechnologischen Entwicklung von Pharmaka mbH, the assignee of record of 100% interest in the present application, by virtue of assignment from the inventor of the patent application identified above. A copy of an assignment, from the inventors to Hoechst Marion Roussel, which was recorded December 4, 1997 at reel 9061, frame 0380 at the United States Patent and Trademark Office, is attached. ~~A second assignment from Hoechst Marion Roussel to~~ Biopharm Gesellschaft zur Biotechnologischen Entwicklung von Pharmaka mbH also is attached. This assignment is being submitted for recordation concurrently herewith.

Assignee:

Biopharm Gesellschaft zur  
Biotechnologischen Entwicklung  
von Pharmaka mbHDate May 19, 2004

By

Name: Dr. Michael KruseTitle: Head of Patent Department**BIOPHARM GmbH**

Postf. 10 14 25, 69004 HD

Czernyng 22, 69115 HD

ASSIGNMENT OF APPLICATION FOR PATENT

WHEREAS, WE, F. MAKISHIMA, H. TAKAMATSU, H. MIKI, S. KAWAI  
M. KIMURA, T. MATSUMOTO, M. KATSUURA, K. ENOMOTO and Y. SATOH  
citizens of Japan and residents of Japan  
for which Application PCT/JP96/01062 has been  
filed on 4/19/96 in which the United States has been  
named as a Designated State, and an application for Letters Patent  
of the United States thus entitled has been made, said application  
having been executed on even date herewith and the Japanese  
priority dates of (1) April 19, 1995  
(2) Nov. 17, 1995 of Application Serial No.  
(1) 7/93664  
(2) 7/322403 is hereby claimed.

WHEREAS, Hoechst Pharmaceuticals & Chemicals K.K. a  
corporation duly organized and existing under the laws of Japan  
and having a place of business at 17-51, Akasaka  
2-chome, Minato-ku, Tokyo 107 Japan is desirous of acquiring the entire  
right, title and interest in and to said invention, application and  
any Letters Patent which may issue thereon;

NOW, THEREFORE, to all whom it may concern, be it known that  
F. MAKISHIMA, H. TAKAMATSU, H. MIKI, S. KAWAI  
we, the said M. KIMURA, T. MATSUMOTO, M. KATSUURA, K. ENOMOTO and Y. SATOH  
for and in consideration of the sum of ONE DOLLAR (\$1.00) to us in  
hand paid by the said Hoechst Pharmaceuticals & Chemicals K.K. and for  
other good and valuable considerations, the receipt of all of which  
is hereby acknowledged, do hereby sell, assign, transfer and set  
over unto the said Hoechst Pharmaceuticals & Chemicals K.K. its  
successors and assigns, the entire right, title and interest in and



to said invention, said application and any Letters Patent that may issue thereon in the United States together with any division or divisions, extension or extensions, reissue or reissues thereof;

AND, We hereby authorize and request the Commissioner of Patents and Trademarks to issue any and all Letters Patent which may issue upon said invention to said Hoechst Pharmaceutical & Chemical K.K. assignee of the entire right, title and interest in and to said invention, application and any Letters Patent that may issue thereupon.

IN WITNESS WHEREOF, We have hereunto set our hands as of the following date:

Tomoaki Matsumoto Date: November 6, 1997  
TOMOAKI MATSUMOTO

Mieko Katsuura Date: Nov. 6, 1997  
MIEKO KATSUURA

Koichi Enomoto Date: November 4, 1997  
KOICHI ENOMOTO

Yusuke Satoh Date: November 4, 1997  
YUSUKE SATOH

[Signature] Date: November 4, 1997

SS:

On this \_\_\_\_\_ day of \_\_\_\_\_ before me personally came \_\_\_\_\_ to me know and known to me to be the individuals described in and who executed the foregoing instrument and fully acknowledged that they executed the same.

### ASSIGNMENT

WHEREAS, Hoechst Marion Roussel, a corporation duly organized and existing under the laws of France and having a place of business at 102, route de Noisy, 93235 Romainville, Cedex France, is the owner of United States patent applications:

<u>Serial No.</u>	<u>Filing Date</u>
945,459	Oct. 20, 1997
068,253	May 13, 1998
331,948	June 24, 1999
180,700	November 13, 1998
355,551	July 29, 1999
674,459	October 30, 2000
719,925	December 15, 2000
701,121	November 20, 2000
806,368	March 28, 2001

WHEREAS, Biopharm Gesellschaft zur Biotechnologischen Entwicklung von Pharmaka mbH, a corporation duly organized and existing under the laws of Germany and having a place of business at Czernyring 22, 69115 Heidelberg, Germany, is desirous of acquiring the entire right, title and interest in and to said invention, and said patent applications.

NOW, THEREFORE, to all whom it may concern, be it known that the said Hoechst Marion Roussel, for and in consideration of the sum of one dollar (\$1.00) to us paid by the said Biopharm Gesellschaft zur Biotechnologischen Entwicklung von Pharmaka mbH, and for other good and valuable considerations, the receipt of all of which is hereby acknowledged, does hereby sell, assign, transfer and set over unto the said Biopharm Gesellschaft zur Biotechnologischen Entwicklung von Pharmaka mbH its successors and assigns, the entire right, title and interest in and to said inventions, said patent applications together with any division or

divisions, extension or extensions, reissue or reissues thereof,  
together with all rights to apply for and receive Letters Patents  
in countries foreign to the United States of America.

IN WITNESS WHEREOF, we have hereunto set our hands as of the  
following date.

Hoechst Marion Roussel

By:

  
Jean-Claude Vieillefosse

Dated:

May 17, 2001